



\$ SECTOR 2921  
#3

Attorney's Docket No. 5470-148

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Baldwin et al.

Serial No. 08/959,160

Filed: 28 October 1997

For: Use of NF- $\kappa$ B Inhibition in Combination Therapy for Cancer

Date: May 8, 1998

Box Missing Parts

Assistant Commissioner for Patents

Washington, DC 20231

RECEIVED

MAY 21 1998

SUBMITTAL OF DECLARATION  
UNDER 37 C.F.R. § 1.63 AND SMALL ENTITY STATEMENT

Sir:

In response to the Notice to File Missing Parts dated February 17, 1998, enclosed is a Declaration and Power of Attorney for the above identified application which has been executed by the named inventors. Also enclosed is an executed Verified Statement Claiming Small Entity Status.

A check in the amount of \$120.00 is enclosed to cover the surcharge under 37 C.F.R. § 1.16(e) (\$65.00), and one month extension of time (\$55.00). Any additional fee or credit may be charged to our Deposit Account No. 50-0220.

Respectfully submitted,

Kenneth D. Sibley  
Registration No. 31,665

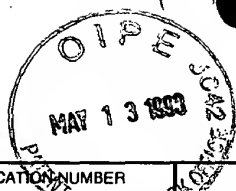
Myers Bigel Sibley & Sajovec  
PO Box 37428  
Telephone (919) 854-1400  
Facsimile (919) 854-1401

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Missing Parts, Assistant Commissioner For Patents, Washington, DC 20231, on May 8, 1998.

05/19/1998 DFLDYD 00000003 08959160

01 FC:205 Kenneth D. Sibley 65.00 OP  
02 FC:215 Date of Signature: May 8, 1998 55.00 OP



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
08/957,150	10/28/97	BALDWIN	A 5470-148

0222/0217

MYERS BIGEL SIBLEY & SAJOVEC  
POST OFFICE BOX 37428  
RALEIGH NC 27627

NOT ASSIGNED

1815

DATE MAILED:

02/17/98

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
**Filing Date Granted**

An Application Number and Filing Date have been assigned to this application. However, the items indicated below are missing. The required items and fees identified below must be timely submitted **ALONG WITH THE PAYMENT OF A SURCHARGE** for items 1 and 3-6 only of \$ 150.00 for a ☒ large entity ☐ small entity in compliance with 37 CFR 1.27. The surcharge is set forth in 37 CFR 1.16(e). Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required above to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

**If all required items on this form are filed within the period set above, the total amount owed by applicant as a**

☒ large entity ☐ small entity (verified statement filed), is \$ 607.00.

☒ 1. The statutory basic filing fee is:

- ☐ missing.
- ☒ insufficient.

Applicant must submit \$ 395.00 to complete the basic filing fee and/or file a verified small entity statement claiming such status (37 CFR 1.27).

☒ 2. Additional claim fees of \$ 82.00, including any multiple dependent claim fees, are required.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing.
- ☐ does not cover the newly submitted items.
- ☐ does not identify the application to which it applies.
- ☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are:

- ☐ missing.
- ☐ by a person other than inventor or person qualified under 37 CFR 1.42, 1.43, or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$ \_\_\_\_\_ processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.

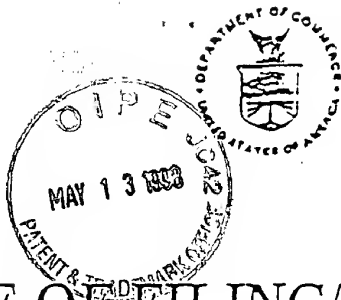
See attached, "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☒ 9. OTHER: NO verified statement claiming Small Entity

Direct the response and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the response.**

Customer Service Center  
Initial Patent Examination Division (703) 308-1202



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY OF COMMERCE AND  
COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

**NOTICE OF FILING/CLAIM FEE(S) DUE**  
TO ENSURE PROPER CREDIT OF FEES, PLEASE RETURN A COPY OF THIS  
FEE CALCULATION SHEET WITH YOUR RESPONSE.

APPLICATION NUMBER: 08/959160

**Total Fee Calculation**

	Fee Code	Total # Claims	Number Extra	X	Fee	Fee =	Total
	Sm./Lg.				Sm. Entity	Lg. Entity	
Basic Filing Fee	<u>201/101</u>						<u>790</u>
Total Claims >20	<u>203/103</u>	<u>13</u>	-20 =		X		
Independent Claims >3	<u>202/102</u>	<u>5</u>	-3 =		X	<u>2</u>	<u>164</u>
Mult. Dep Claim Present	<u>204/104</u>						
Surcharge	<u>205/105</u>						<u>130</u>
English Translation	<u>139</u>						<u>8</u>
<b><u>TOTAL FEE CALCULATION</u></b>							<u>1084</u>

Fees due upon filing the application:

Total Filing Fees Due = \$ 1084

Less Filing Fees Submitted - \$ 477

BALANCE DUE = \$ 607

Marie Gordon  
Office of Initial Patent Examination